

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Cronce	Date: October 30, 2006
Serial No.: 10/072,597	Group Art Unit: 3621
Filed: 2/5/2002	Examiner: Bayat, Bradley B.
Title: Method and System for Delivery of Secure Software License Information	Confirmation No.: 1789

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**PETITION TO WITHDRAW HOLDING OF ABANDONMENT**

Dear Sir:

In response to the Notice of Abandonment mailed August 11, 2006, Applicant hereby petitions to withdraw the holding of abandonment.

On April 24, 2006, Applicant timely submitted a Rule 1.116 amendment in response to a Final Office Action mailed January 23, 2006 via EFS. A copy of the electronic filing receipt is attached hereto.

In July of 2006, Attorney for Applicant had a telephone conversation with the Examiner of the present application, Bradley Bayat, to discuss the status of a Power of Attorney filed in the present application as well as other applications of the Assignee for which Examiner Bayat was also examining. During this telephone conversation, Examiner Bayat indicated that although Applicant's R1.116 amendment was received via EFS and appears in "PAIR," the Patent Office failed to properly enter the amendment, resulting in the amendment not appearing in "PALM." The Examiner explained that since the amendment did not appear in "PALM," the Examiner had no notice of the amendment, so

the application would go abandoned for failure to timely file a proper reply. It was discussed during the telephone conversation that because the Patent Office failed to enter the amendment, that Applicant could file a Petition to withdraw the Holding of Abandonment after the Notice of Abandonment was issued.

However, in the Notice of Abandonment subsequently issued August 11, 2006, Examiner Bayat merely indicated that the application went abandoned because the reply received on April 24, 2006 failed to place the application in condition for allowance. Because the Examiner failed to mention the Patent Office's failure to enter the amendment, it is believed that the Examiner's reason for abandonment is either incomplete, and/or in error, and the holding of abandonment should be withdrawn.

As evidence that the amendment was not entered by the Patent Office, Applicant has attached hereto a copy of the application's image file wrapper showing that an Advisory Action was never issued in reply to Applicant's amendment. The failure of the Examiner to issue an Advisory Action is consistent with the Examiner's explanation that the Patent Office failed to enter Applicant's timely filed amendment.

Applicant presumes that should the holding of abandonment be withdrawn, the Examiner will maintain that the Applicant's amendment does not place the application in condition for allowance. Therefore, Applicant is also submitting as a Notice of Appeal in the event that the petition is granted.

CERTIFICATE

I hereby certify that this correspondence is being facsimile or electronically transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below

Date: October 30, 2006

Signature: /Stephen G. Sullivan/  
Typed Name: Stephen G. Sullivan

Respectfully submitted,

/Stephen G. Sullivan/  
Stephen G. Sullivan  
Attorney/Agent for Applicant(s)  
Reg. No. 38329  
Telephone No.: 650 969-7474

Date: October 30, 2006

## Electronic Acknowledgement Receipt

<b>EFS ID:</b>	1029365
<b>Application Number:</b>	10072597
<b>Confirmation Number:</b>	1789
<b>Title of Invention:</b>	Method and system for delivery of secure software license information
<b>First Named Inventor:</b>	Paul A. Cronic
<b>Correspondence Address:</b>	SAWYER LAW GROUP LLP - P.O Box 51418 - Palo Alto CA 94303 US 94303 -
<b>Filer:</b>	Stephen Grant Sullivan
<b>Filer Authorized By:</b>	
<b>Attorney Docket Number:</b>	2401P
<b>Receipt Date:</b>	24-APR-2006
<b>Filing Date:</b>	05-FEB-2002
<b>Time Stamp:</b>	14:18:18
<b>Application Type:</b>	Utility
<b>International Application Number:</b>	

### Payment information:

Submitted with Payment	no
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**File Listing:**

Document Number	Document Description	File Name	File Size(Bytes)	Multi Part	Pages
1		2401P_R116_Amend.pdf	87703	yes	21
	Multipart Description				
	Doc Desc		Start	End	
	Amendment After Final		1	1	
	Specification		2	3	
	Claims		4	11	
	Applicant Arguments/Remarks Made in an Amendment		12	21	
Warnings:					
Information:					
Total Files Size (in bytes):			87703		
<p>This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.</p> <p><b><u>New Applications Under 35 U.S.C. 111</u></b> If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.</p> <p><b><u>National Stage of an International Application under 35 U.S.C. 371</u></b> If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.</p>					



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RU/072,587

Method and system for delivery of secure software license information

PFI

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This application is officially maintained in electronic form. To View: Click the desired Document Description. To Download and Print: Check the desired document(s) and click Start Download.

## Available Documents

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05-01-2006	Communication: Re: Final Office Action (PTOL-872)	PROSECUTION	2	<input type="checkbox"/>		
04-24-2006	See Worksheet (PTOL-872)	PROSECUTION	1	<input type="checkbox"/>		
04-24-2006	Amendment After Final	PROSECUTION	1	<input type="checkbox"/>		
04-24-2006	Specification	PROSECUTION	2	<input type="checkbox"/>		
04-24-2006	Claims	PROSECUTION	8	<input type="checkbox"/>		
04-24-2006	Abstract	PROSECUTION	10	<input type="checkbox"/>		
04-24-2006	Amendment/Remarks	PROSECUTION	10	<input type="checkbox"/>		
04-24-2006	Notice of Allowance	PROSECUTION	2	<input type="checkbox"/>		
04-20-2006	Power of Attorney	PROSECUTION	5	<input type="checkbox"/>		
01-23-2006	Final Rejection	PROSECUTION	15	<input type="checkbox"/>		
12-05-2005	Office of Attorney	PROSECUTION	2	<input type="checkbox"/>		
11-03-2005	See Worksheet (PTOL-872)	PROSECUTION	1	<input type="checkbox"/>		
11-03-2005	Amendment After Non-Final Rejection	PROSECUTION	1	<input type="checkbox"/>		
11-03-2005	Claims	PROSECUTION	8	<input type="checkbox"/>		
11-03-2005	Abstract	PROSECUTION	8	<input type="checkbox"/>		
11-03-2005	Amendment/Remarks	PROSECUTION	8	<input type="checkbox"/>		
11-03-2005	Notice of Allowance	PROSECUTION	1	<input type="checkbox"/>		
06-29-2005	Notice of Allowance	PROSECUTION	10	<input type="checkbox"/>		
06-29-2005	List of References	PRIOR ART	1	<input type="checkbox"/>		
06-29-2005	List of references cited by applicant and considered by examiner	PRIOR ART	1	<input type="checkbox"/>		
06-29-2005	List of references cited by examiner	PRIOR ART	1	<input type="checkbox"/>		
06-29-2005	Information Data Sheet	PROSECUTION	1	<input type="checkbox"/>		
06-29-2005	Search information	PROSECUTION	1	<input type="checkbox"/>		
06-26-2005	Search information	PROSECUTION	1	<input type="checkbox"/>		
04-29-2002	Request for Continued Examination	PROSECUTION	6	<input type="checkbox"/>		
02-05-2002	Abstract	PROSECUTION	2	<input type="checkbox"/>		
02-05-2002	See Worksheet (PTOL-872)	PROSECUTION	1	<input type="checkbox"/>		
02-05-2002	See Worksheet (PTOL-872)	PROSECUTION	1	<input type="checkbox"/>		
02-05-2002	Claims Worksheet (PTOL-872)	PROSECUTION	1	<input type="checkbox"/>		
02-05-2002	Information	PROSECUTION	3	<input type="checkbox"/>		
02-05-2002	Specification (USPTO Form)	PROSECUTION	1	<input type="checkbox"/>		

02-05-2002	Specification	PROSECUTION	28	<input type="checkbox"/>
02-05-2002	Claims	PROSECUTION	7	<input type="checkbox"/>
02-05-2002	Abstract	PROSECUTION	1	<input type="checkbox"/>
02-05-2002	Drawings	PROSECUTION	10	<input type="checkbox"/>
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